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CENTRAL FAX CENTER**

JAN 28 2008

Claims:

The following is a listing of all claims in the application with the status and the text of all now active claims. This listing of claims will replace all prior versions, and listings, of claims in the application.

1-34 (Cancelled).

35. **(CURRENTLY AMENDED)** A method of loading preselected information data for display on a computer monitor by running a stand alone computer application program independently of other programs on a computer, the application program being configured to detect the occurrence of a wait event or wait condition caused by at least one other program being run on the computer, the wait event resulting in a user having to wait for the computer to complete processing tasks commanded from one or more other programs being run on the computer, the method comprising:

- A. detecting a wait event occurring in other programs being run on the computer by sensing a wait condition and loading a preselected information datafile, the detection of the wait event occurring independently of the other programs being run by the computer and not requiring any modification of the other programs;
- B. displaying information from the selected information datafile on the computer monitor during the occurrence of the wait event; and

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C. suspending display of information when the wait event has ended.

36. **(PREVIOUSLY PRESENTD)** A method according to claim 35 further comprising the selection of any one or more of the following user preferences comprising: the type of information for display as a window and prioritising the display of different types of information; the duration or frequency of display of information; the number of said windows; the position and size of the windows; the contrast background of the windows; the transparency level of the background of the windows; and the colour of the windows.

37. **(PREVIOUSLY PRESENTD)** A method according to claim 35 further comprising the selection of a corner anchor point that determines the position of the window for display on the desktop of the computer monitor screen, the selection of a position on the monitor results in the corner of the window closest to the position selected becoming the corner anchor point from which windows appear in a cluster.

38. **(PREVIOUSLY PRESENTD)** A method according to claim 35 further comprising step D. of resuming display of the information datafile when a further wait event is detected.

39. **(PREVIOUSLY PRESENTD)** A method according to claim 38 further

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comprising step E. of loading a second or subsequent information datafile for display after the first information datafile has been displayed or when the user chooses to load the second or the subsequent information datafile.

40. **(PREVIOUSLY PRESENTD)** A method according to claim 36 further comprising a means for adjusting the display time in accordance with a user's reading speed and the length or amount of information to be displayed.

41. **(PREVIOUSLY PRESENTD)** A method according to claim 35 comprising a means for selecting an information datafile for use as a teaching tool, the teaching tool means allowing a user to select preferences such as the subject matter; a set of questions and degree of difficulty with the subject matter; and the sequence of display of each said question and associated answer.

42. **(PREVIOUSLY PRESENTD)** A method according to claim 35 comprising a means for obtaining information data in a form capable of being displayed on a monitor from a really simply syndication (RSS) feed obtained from a computer host server via a communications network and caching the information or data on a computer hard drive for presentation in a display window at a subsequent wait event.

43. **(PREVIOUSLY PRESENTD)** A method according to claim 42 wherein the time interval between receipt of updated information from a RSS feed is automatically adjusted based on recent changes to content in the information being received by the RSS feed.

44. **(PREVIOUSLY PRESENTD)** A method according to claim 42 wherein in step B. queries for details of updated information relating to the RSS feeds are regularly sent to internet based computer web servers, and such queries are monitored and the query rate is adjusted based on the threshold of intrusion on the network bandwidth applying to the computer.

45. **(PREVIOUSLY PRESENTD)** A method according to claim 42 further comprises a means to search for information on particular goods and/or services specified by a user through the RSS feeds, and the search means being adapted to communicate with an internet based search engine.

46. **(CURRENTLY AMENDED)** A computer program embodied on a computer readable medium for use with a computer for loading preselected information data for display on a computer monitor by running a stand alone computer application program independently of other programs on a computer, the application program being configured to detect the occurrence of a wait event caused by at least one other program

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being run on the computer, the wait event resulting in a user having to wait for the computer to complete processing tasks commanded from one or more other programs being run on the computer, the computer program ~~precess~~ comprising:

- a. detecting a wait event occurring in other programs being run on the computer by sensing a wait condition and loading a preselected information datafile, the detection of the wait event occurring independently of the other programs being run by the computer and not requiring any modification of the other programs;
- b. displaying information from the selected information datafile on the computer monitor during the occurrence of the wait event; and
- c. suspending display of information when the wait event has ended.

47. **(PREVIOUSLY PRESENTD)** A computer program according to claim 46 further comprising the preliminary step i. of allowing a user to select preferences from any one or more of the following user preferences comprising the type of information for display as a window; the duration of the window of information for display; the number of windows; the size of the window; the contrast background of the window; the transparency level of the background of the window; and the colour of the window.

48. **(PREVIOUSLY PRESENTD)** A computer program according to claim 46 further comprising step d. of resuming display of the information datafile when a subsequent wait event is detected by way recommencing at the point where it was suspended at the end of the wait event, and continuing with step b. until step c. reoccurs.

49. **(PREVIOUSLY PRESENTD)** A computer program according to claim 48 further including step e. of loading a second or subsequent information datafile for display after the first information datafile has been displayed or when the user chooses to end the first information datafile and load the second or subsequent information datafile.

55. **(PREVIOUSLY PRESENTD)** A computer program according to claim 47 wherein in step i. a user can select an origin point for anchoring a corner of the display window, the origin point of the display window being the corner of the display window that is nearest to a corner of the desktop of the computer monitor.
56. **(PREVIOUSLY PRESENTD)** A computer program according to claim 46 wherein in step b. the information datafile includes information prepared as a sequence of questions and associated answers on a particular subject, and wherein a set of questions and answers on a subject form an information datafile.
57. **(PREVIOUSLY PRESENTD)** A computer program according to claim 47 wherein the number of questions and/or the degree of difficulty of the questions and/or the sequence of display of each said question and associated answer from each said information datafile is selectable by a user.
58. **(PREVIOUSLY PRESENTD)** A computer program according to claim 46 wherein each selected information datafile is displayed sequentially or randomly.
59. **(PREVIOUSLY PRESENTD)** A computer program according to claim 46 wherein the window display is adapted as a personal notepad on a computer monitor to allow a user to upload data or information onto the personal notepad to generate a personal note, and the personal note is stored for later display at a predetermined future date and time as a reminder, or displayed during a wait event.
60. **(CURRENTLY AMENDED)** A computer program according to claim 59 ~~25~~ wherein each said personal note generated is assigned a file category, and each said personal note and each said file category is retrievable and updateable.

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61. **(PREVIOUSLY PRESENTD)** A computer program according to claim 59 wherein each said file category is assigned a different colour to distinguish one category of said personal note from another category.
62. **(PREVIOUSLY PRESENTD)** A computer program according to claim 46 wherein in step i. the program is adapted to allow a user to encrypt and lock access to selected information datafiles and RSS feeds only to authorised users of such information datafiles.
63. **(PREVIOUSLY PRESENTD)** A method according to claim 35 wherein the preselected information data is obtained and stored ready for display when required, and wherein a user manually runs the program to display the preselected information at any desirable time.
64. **(PREVIOUSLY PRESENTD)** A method according to claim 35 wherein the stand alone computer application program is not embedded in the other programs for which wait events are being detected.
65. **(PREVIOUSLY PRESENTD)** A method according to claim 35 wherein in step A., the wait condition is detected by sensing any one or more of the following activities, the activities being a trigger sent from another program to the operating system of the computer or a change in a cursor status or by a change in the activity state of an application-specific icon.

To the extent that the Examiner has similarly rejected the other independent claim 46, Applicant would note that this claim also includes the limitations discussed with regard to claim 35. Thus, Su also fails to disclose every limitation of that claim.

As to claims 36-40 and 45-58 and 64-68, applicant would note that these claims depend directly or indirectly from either claims 35 and claim 46. Thus, they each include those limitations discussed above as being present in claims 35 and 46. Therefore, the reference also fails to describe or disclose every limitation required by each of these claims.

Applicant would urge that the program described by Su is materially different from that of the present invention, is intended to function differently and provide different information.

Applicant believes that the standard for a rejection based on anticipation requires the disclosure, in a single prior art reference, of each element of the claim under consideration. W.L. Gore & Assoc. v. Garlock, Inc., 721 F.2d 1540, 1554, 220 USPQ 303, 313 (Fed. Cir. 1983). Here, presently amended claims 35 and 46, as well as the claims which depend directly or indirectly therefrom include specific limitations which the reference relied upon by the Examiner fails to disclose or even suggest. These limitations are discussed above.

Therefore applicant would argue that Su fails to anticipate the present claims since it fails to disclose each and every limitation of the pending claims, and particularly the two independent claims. Therefore applicant requests reconsideration of this basis of rejection and the withdrawal of the rejection of claims 35-40, 46-58 and 64-68 under 35 U.S.C. 102(e) as being anticipated by Su (20030084124).

The Rejections under 35 U.S.C. 103(a):

The Rejection of claim 41:

At page 13-14 of the Office action of October 26, 2007, the Examiner has set

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forth the reasoning and basis for the rejection of claim 41 as being unpatentable over Su (20030084124) taken in view of Longinotti (20020049634).

The Examiner urges that Su discloses the limitations of claim 41 as discussed with regard to claim 35 on which it depends. However the Examiner acknowledges (page 13 of the Office action) that Su fails to "teach the claimed aspect of selecting an information datafile for use as a teaching too, the teaching tool means allowing a used to select preferences such as the subject matter, a set of questions and degree of difficulty with the subject matter and the sequence of display of each said question and associated answer." However, the Examiner urges that Longinotti discloses just such a datafile for teaching purposes. The Examiner concludes "It would be obvious to one of ordinary skill in the art at the time of the invention to combine Su's data file display system with Longinotti's interactive quiz system, because it would allow users to perform education quiz.

Applicant would initially renew the argument set forth above that Su does not disclose the presently claimed invention of claim 35 on which 41 depends. As such, it would not have been obvious to modify that which Su discloses in a manner which would have resulted in the presently claimed invention. In addition, what is missing from this analysis is anything to be found in the prior art which would have suggested such a combination of teachings. Su does not describe or even suggests the use of a teaching data file of any type, not alone a data file of the type taught by Longinotti. Similarly, Longinotti does not suggest or describe the use of the disclosed data file system with anything that would resemble the system of Su.

It is well settled that a conclusion of obviousness premised on a combination of references must identify a reason, suggestion, or motivation which would have led an inventor to combine those references. Pro-Mold & Tool Co. v. Great Lakes Plastics, Inc., 75 F.3d 1568, 1573, 37 USPQ2d 1626, 1629, (Fed. Cir. 1996). It is insufficient that the prior art discloses the components of the claimed invention, either separately or in other combinations; there must be some teaching, suggestion, or incentive to make the

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